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•Practice Limited to Federal Agencies

April 25, 2005

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Mail Stop Amendment

Re: U.S. Utility Patent Application
Appl. No. 09/864,292; Filed: May 25, 2001
For: **System, Method, And Computer Program Product For Placement Of Channels On A Mobile Device**
Inventors: AUFRICHT *et al.*
Our Ref: 1933.0010007

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Reply to Restriction Requirement and Election; and

2. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Jeffrey S. Weaver
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Registration No. 45,608

JSW/lam
Enclosures

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PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
AUFRICHT *et al.*
Appl. No.: 09/864,292
Filed: May 25, 2001
For: **System, Method, And Computer Program Product For Placement Of Channels On A Mobile Device**

Confirmation No.: 1241
Art Unit: 2154
Examiner: Donaghue, Larry D.
Atty. Docket: 1933.0010007

Reply to Restriction Requirement and Election

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated March 23, 2005, requesting an election of one invention to prosecute in the above-referenced patent application, Applicants hereby provisionally elect to prosecute the invention of Group II, represented by claims 10-14 and 28-32. This election is made without prejudice to or disclaimer of the other claims or inventions disclosed.

This election is made without traverse.

Applicants note that the Office Action did not list pending claims 34-36, but assume that this was an oversight, as originally filed claims 34-36 depend from claim 33 of Group I.

Reconsideration and withdrawal of the Restriction Requirement, and consideration and allowance of all pending claims, are respectfully requested.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

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Date: 4-25-05

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